

FIRST REGULAR SESSION

# SENATE BILL NO. 581

## 94TH GENERAL ASSEMBLY

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INTRODUCED BY SENATORS SHOEMYER, GRAHAM, COLEMAN, BARNITZ, GREEN, BRAY,  
McKENNA, DAYS, JUSTUS, SMITH, WILSON, CALLAHAN AND KENNEDY.

Read 1st time February 26, 2007, and ordered printed.

2338L.01I

TERRY L. SPIELER, Secretary.

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### AN ACT

To repeal sections 208.014 and 208.631, RSMo, and to enact in lieu thereof three new sections relating to state medical assistance programs.

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Sections 208.014 and 208.631, RSMo, are repealed and three  
2 new sections enacted in lieu thereof, to be known as sections 208.014, 208.631,  
3 and 208.730, to read as follows:

208.014. 1. There is hereby established the "Medicaid Reform  
2 Commission". The commission shall have as its purpose the study and review of  
3 recommendations for reforms of the state Medicaid system. The commission shall  
4 consist of ten members:

5 (1) Five members of the house of representatives appointed by the  
6 speaker; and

7 (2) Five members of the senate appointed by the pro tem.

8 No more than three members from each house shall be of the same political  
9 party. The directors of the department of social services, the department of  
10 health and senior services, and the department of mental health or the directors'  
11 designees shall serve as ex officio members of the commission.

12 2. Members of the commission shall be reimbursed for the actual and  
13 necessary expenses incurred in the discharge of the member's official duties.

14 3. A chair of the commission shall be selected by the members of the  
15 commission.

16 4. The commission shall meet as necessary.

17 5. The commission is authorized to contract with a consultant. The

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

18 compensation of the consultant and other personnel shall be paid from the joint  
19 contingent fund or jointly from the senate and house contingent funds until an  
20 appropriation is made therefor.

21 6. The commission shall make recommendations in a report to the general  
22 assembly by January 1, 2006, on reforming, redesigning, and restructuring a new,  
23 innovative state Medicaid healthcare delivery system under Title XIX, Public Law  
24 89-97, 1965, amendments to the federal Social Security Act (42 U.S.C. Section 30  
25 et. seq.) as amended, to replace the current state Medicaid system under Title  
26 XIX, Public Law 89-97, 1965, amendments to the federal Social Security Act (42  
27 U.S.C. Section 30, et seq.)[, which shall sunset on June 30, 2008].

208.631. 1. Notwithstanding any other provision of law to the contrary,  
2 the department of social services shall establish a program to pay for health care  
3 for uninsured children. Coverage pursuant to sections 208.631 to 208.660 is  
4 subject to appropriation. [The provisions of sections 208.631 to 208.657 shall be  
5 void and of no effect after June 30, 2008.]

6 2. For the purposes of sections 208.631 to 208.657, "children" are persons  
7 up to nineteen years of age. "Uninsured children" are persons up to nineteen  
8 years of age who are emancipated and do not have access to affordable  
9 employer-subsidized health care insurance or other health care coverage or  
10 persons whose parent or guardian have not had access to affordable  
11 employer-subsidized health care insurance or other health care coverage for their  
12 children for six months prior to application, are residents of the state of Missouri,  
13 and have parents or guardians who meet the requirements in section 208.636. A  
14 child who is eligible for medical assistance as authorized in section 208.151 is not  
15 uninsured for the purposes of sections 208.631 to 208.657.

**208.730. 1. Recognizing that many Missourians do not have  
2 health care benefits or health insurance, that health care costs are  
3 rising faster than wages, that many small businesses cannot afford to  
4 provide health care benefits to their employees, that many employees  
5 cannot afford employer-sponsored insurance, that some employers  
6 choose not to offer health care benefits, and that Medicaid eligibility  
7 and services have been substantially reduced, the Missouri general  
8 assembly hereby establishes provisions with the goal of guaranteeing  
9 quality affordable health care for every Missourian.**

**2. Recognizing that the state Medicaid program and the MC+ for  
10 kids program are administratively cost-effective, efficient, and  
11**

12 successful programs for providing health insurance to low-income  
13 Missourians, including children, parents, seniors, and individuals with  
14 disabilities, that these programs have reduced Missouri's rate of  
15 uninsured, that the state Medicaid program and MC+ for kids program  
16 have improved access to health care and have resulted in better health  
17 outcomes for low-income Missourians, seniors, and children, and that  
18 reductions in the state Medicaid program have increased the number  
19 of uninsured Missourians and shifted the cost burden to hospitals and  
20 privately-insured Missourians, the department of social services shall  
21 strengthen the state Medicaid program and MC+ for kids program as  
22 part of Missouri's comprehensive strategy to reduce and eliminate its  
23 uninsured population by implementing the following:

24 (1) Notwithstanding any other provision of law, eligibility  
25 requirements in the state Medicaid program shall be no more  
26 restrictive than those in effect on January 1, 2005; except that, for  
27 Medicaid eligibility for custodial parents, noncustodial parents,  
28 extended transitional medical assistance, and extended women's health  
29 services, the eligibility requirements shall be no more restrictive than  
30 the January 1, 2002, eligibility requirements; and

31 (2) Notwithstanding any other provision of law, state Medicaid  
32 services, cost-sharing (including co-payments and premiums), long-term  
33 care services criteria, and MC+ for kids affordability standards shall be  
34 no more restrictive than the state Medicaid program requirements in  
35 effect on January 1, 2005.

36 3. Recognizing that investing in health care for all Missourians  
37 is a critically important investment in the future good of all  
38 Missourians, as well as a sound economic investment, the general  
39 assembly shall:

40 (1) By June 1, 2009, develop a plan that outlines a Missouri  
41 solution to provide access to affordable, high-quality health care for all  
42 Missourians;

43 (2) Take all necessary steps to ensure meaningful public input  
44 into each step of developing the plan. Public meetings and/or hearings  
45 shall be held concerning the development of such plan, and the general  
46 assembly shall ensure that there is meaningful input from consumers,  
47 advocates, health care providers, businesses, and state officials  
48 throughout the process; and

49           **(3) Base the plan on best practices that have proven effective in**  
50 **providing access to affordable, high-quality health care.**  
51 **Any implemented changes shall be subject to annual review and**  
52 **evaluation of the impact on providers as well as its impact on those**  
53 **insured.**

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